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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Art Unit: 1642  
 )  
Etsuro OGATA et al ) Examiner: A. Harris  
 )  
Appln. No.: 09/763,370 ) Washington, D.C.  
 )  
Date Filed: February 21, 2001 ) ATTY.'S DOCKET: OGATA=4  
 )  
For: METHOD OF DIAGNOSING BONE ) December 3, 2001  
METASTASIS OF MALIGNANT... ) **MONDAY**

**REPLY: AMENDMENT AND REMARKS**

Honorable Commissioner for Patents  
Washington, D.C. 20231

Sir:

Replying to the Office Action of June 1, 2001,  
petition for three months' extension of time and late fee  
being attached hereto, please amend as follows:

**IN THE CLAIMS**

Please amend the claims by rewriting the claims in  
amended form as follows (attached hereto is a marked-up  
version of the changes made to the claims by the current  
amendment. The attached version is captioned "Version with  
Markings to Show Changes Made"):

1. (Amended) A method of diagnosing metastasis of malignant tumor to bone using both a marker that reflects the activity of osteoblasts and a marker that reflects the action of osteoclasts, whereby the amelioration of bone metastasis or therapeutic effect and the degree of the exacerbation of bone metastasis are diagnosed correctly by monitoring said

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